

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 10, 2009

DIVISION ONE

B202315 In re De La Barcena (Not for Publication)
 On
 Habeas Corpus

The petitions for writs of habeas corpus are granted. The Board is directed to find De La Barcena suitable for parole unless, within 30 days of the finality of this decision, the Board holds a hearing and determines that new evidence of De La Barcena's conduct in prison subsequent to his 2007 parole hearing supports a determination that he currently poses an unreasonable risk of danger to society if released on parole. In the interests of justice and to prevent frustration of the relief granted, this decision shall be final as to this court five days after it is filed. (Cal. Rules of Court, rule 8.387(b)(3)(A); In re Gaul (2009) 170 Cal.App.4th 20, 41.)

Mallano, P.J.

We concur: Rothschild, J.
 Weisberg, J. (Assigned)

DIVISION THREE

B202135 People (Not for Publication)
 v.
 Bentley

The judgment is reversed. Upon issuance of the remittitur, the trial court is directed to dismiss the information.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

April 10, 2009 (Continued)

DIVISION FOUR

[illegible]

The matter is remanded to the trial court with directions to correct the minute order to reflect the trial court's orders relating to appellant's travel and in all other respects the order denying the motion to terminate probation is affirmed.

Manella, J.

We concur: Willhite, Acting P.J.
Suzukawa, J.

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Kriegler, J. and D. Nolan, Deputy Clerk.

Each of the following:

B207500	People v. Bassett
B210070	DCFS v. T.M.
B207037	People v. Ojeda
B207812	People v. Zambia
B213704	People v. Atalla
B205662	People v. Caballero

Argument waived, cause submitted.

B211639 Elias Real Estate
v.
Arthur Tseng, et al.

Merits:
Argued by Harry Chamberlain for appellant and by Joseph M. Liu for respondent. Cause submitted.

April 10, 2009 (Continued)

DIVISION FIVE (continued)

B206683 Kun Sul Lee
 v.
 James Jung et al.,

Merits:
Argued by James A. Kim for appellant and by Paul Joseph Wall for
respondents. Cause submitted.

Court recessed.

Court reconvened at 10:00 a.m.

B206186 People
 v.
 Ray Charles Eggum

Merits:
Argued by Deborah Blanchard for appellant. Respondent waived oral
argument. Cause submitted.

B209871 Bill Henderson
 v.
 County of Los Angeles

Merits:
Argued by Emmanuel C. Akudinobi for appellant and by John M. Coleman
for respondent. Cause submitted.

Court recessed.

Court reconvened at 10:57 a.m.

Present: Armstrong, Acting P.J., Mosk, J., Kriegler, J. and D. Nolan, Deputy Clerk.

April 10, 2009 (Continued)

DIVISION FIVE (continued)

Each of the following:

B214128 DCFS v. R.H.
B207231 Maldonado v. Maldonado
B205535 People v. Sisneros
B209320 People v. Collier
B212500 DCFS v. I.L.

Argument waived, cause submitted.

B205766 Vartan Kojababian
 v.
 Genuine Home Loans

Merits:

Argued by Richard L. Garrigues for appellant and by John J. Kralik for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

B203783 Sevilla Solte
 v.
 Magdalena Quinones

Merits:

Argued by Raymond D. McElfish for appellant and by Janice Corsino for respondents Rowland Unified School District and Nogales Nobles Boosters. Cause submitted.

Court adjourned at 1:10 p.m.

April 10, 2009 (Continued)

DIVISION EIGHT

B205789 Venturi & Company LLC, (Certified for Publication)
B206774 v.
Pacific Malibu Development Corp., et al.

The judgment for respondents Pacific Malibu Development corp. and Hermitage Estates Limited is vacated, and the trial court is directed to enter a new order denying respondents' motion for summary judgment. Respondents' cross-appeal from the court's order denying respondents their attorneys' fees is dismissed as moot. Appellant Venturi & Company LLC to recover its costs on appeal and cross-appeal.

Rubin, Acting P.J.

We concur: Bigelow, J.
O'Neill, J. (Assigned)